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APPLICATION NO.	FILING DATE	FIRST NAMED INVENTOR	ATTORNEY DOCKET NO.	CONFIRMATION NO.
09/963,602	09/27/2001	Michael Collasius	0179-0175P	1409
2292	7590	02/10/2005	EXAMINER	
BIRCH STEWART KOLASCH & BIRCH PO BOX 747 FALLS CHURCH, VA 22040-0747			REIFSNYDER, DAVID A	
			ART UNIT	PAPER NUMBER
			1723	

DATE MAILED: 02/10/2005

Please find below and/or attached an Office communication concerning this application or proceeding.

Response to Rule 312 Communication	Application No.	Applicant(s)	
	09/963,602	COLLASIUS ET AL.	
	Examiner	Art Unit	
	David A Reifsnyder	1723	

-- The MAILING DATE of this communication appears on the cover sheet with the correspondence address --

1. ☒ The amendment filed on 17 June 2004 under 37 CFR 1.312 has been considered, and has been:

a) ☐ entered.

b) ☒ entered as directed to matters of form not affecting the scope of the invention.

c) ☐ disapproved because the amendment was filed after the payment of the issue fee.

Any amendment filed after the date the issue fee is paid must be accompanied by a petition under 37 CFR 1.313(c)(1) and the required fee to withdraw the application from issue.

d) ☐ disapproved. See explanation below.

e) ☐ entered in part. See explanation below.

The following is in response to the applicant's request for a supplemental Statement of Reasons for Allowance that accurately states why claim 17 is allowable:

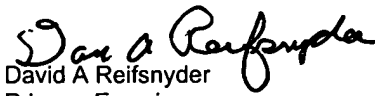
The applicant notes that in the Examiner Amendment mailed on March 26, 2004 the reasons for allowance of independent claim 17 was the same as the reasons for allowance of independent claim 19. The applicant feels that the reasons for allowance of claim 17 should be different then the reasons for allowance of claim 19, because the applicant feels that claim 17 claims a different combination of features from claim 19.

While it is true that claim 17 claims features that are not in claim 19, claim 17 also claims features which are in claim 19.

In other words an abbreviated main reason for allowance of independent claim 19 is the instantly claimed method for selectively filtering mixtures utilizing an apparatus (i.e. device) the apparatus/device being claimed in detail.

Furthermore, the abbreviated main reason for the allowance of independent claim 17 is the instantly claimed method for isolating a substance of interest from a sample (i.e. a method for selectively filtering) using (i.e. utilizing) the device (i.e. apparatus) according to claim 19, the apparatus/device being claimed in detail.

In summary it is noted that claim 17 has method limitations that claim 19 does not have. However, the main reason for the allowance of both claims 17 and 19 is the instantly claimed method for selectively filtering mixtures using an apparatus/device, the apparatus/device being claimed in detail.


 David A Reifsnyder
 Primary Examiner
 Art Unit: 1723